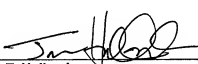


|   |  |   |                                   |
|---|--|---|-----------------------------------|
| <b>NOTICE OF APPEAL FROM THE EXAMINER TO<br/>THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>  |  | Docket No. (Optional):<br>322101.1030                                     |                                   |
| Filed Via EFS Web on 3/12/2007.   |  | In re Application of<br>Wessling, Jr., et al.                             |                                   |
|   |  | Application Number<br>10/808,677  | Filed<br>3/25/2004                |
|   |  | For Phase Change Material for Temperature Control<br>and Material Storage |                                   |
|   |  | Group Art Unit<br>3744  | Examiner<br>McGraw, Barry Clayton |
| Applicant hereby <b>appeals</b> to the Board of Patent Appeals and interferences from the last decision of the examiner.  |  |   |                                   |
| The fee for this Notice of Appeal is (37 CFR 1.17(b)) <span style="float: right;">\$ 500.00</span>  |  |   |                                   |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <span style="float: right;">\$ 250.00</span><br><input type="checkbox"/> A check in the amount of the fee is enclosed.<br><input checked="" type="checkbox"/> Payment by credit card.<br><input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.<br><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 20-0778. I have enclosed a duplicate copy of this sheet.<br><input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. |  |   |                                   |
| <b>Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>   |  |   |                                   |
| I am the  |  |   |                                   |
| <input type="checkbox"/> applicant/inventor.<br><input type="checkbox"/> assignee of record of the entire interest.<br>See 37 CFR 3.71. Statement under 37 CFR 3.73(b)<br><input type="checkbox"/> Is enclosed. (Form PTO/SB/96)<br><input type="checkbox"/> attorney or agent of record.<br><input checked="" type="checkbox"/> Attorney or agent acting under 37 CFR 1.34(a).<br>Registration No. if acting under 37 CFR 1.34(a) 41,077   |  |   |                                   |
| <br>_____<br>Jon E. Holland  |  |   | 3/12/07<br>_____<br>Date          |
| Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.  |  |   |                                   |
| <input checked="" type="checkbox"/> *Total of 1 forms are submitted.  |  |   |                                   |